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WESTERN DISTRICT OF LOUISIANA

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF LOUISIANA

LAKE CHARLES DIVISION

WASTE MANAGEMENT OF  
LOUISIANA, L.L.C.

: DOCKET NO. 06-1152

VS.

: JUDGE TRIMBLE

PENN-AMERICA INSURANCE  
COMPANY, ET AL.

: MAGISTRATE JUDGE WILSON

JUDGMENT OF REMAND

For the reasons stated in the Report and Recommendation of the Magistrate Judge previously filed herein and after an independent review of the record, and a *de novo* determination of the issues, and consideration of the objections filed herein, and having determined that the findings are correct under applicable law;

IT IS ORDERED that plaintiff's motion to remand [doc. # 13] be, and it is hereby GRANTED. The cause is remanded to the 14<sup>th</sup> Judicial District Court for the Parish of Calcasieu, State of Louisiana.

IT IS FURTHER ORDERED that Fed.R.Civ.P. 54(d)(1) costs are assessed against the removing defendants. 28 U.S.C. § 1447(c). Movant's request for costs and fees is otherwise DENIED.

IT IS FURTHER ORDERED that the Clerk of Court certify a copy of this Judgment, and forward the same to the Clerk of the 14<sup>th</sup> Judicial District Court for the Parish of Calcasieu, State of Louisiana.

THUS DONE AND SIGNED in Chambers at Lake Charles, Louisiana, this 28<sup>th</sup> day of

November, 2006.

*James Trimble*  
JAMES T. TRIMBLE, JR.  
UNITED STATES DISTRICT JUDGE